

Pastor	Sanders	Thurman
Payne (NJ)	Sawyer	Torkildsen
Payne (VA)	Saxton	Torres
Pelosi	Schiff	Torricelli
Peterson (FL)	Schroeder	Towns
Pickett	Schumer	Velazquez
Pomeroy	Scott	Vento
Porter	Serrano	Visclosky
Poshard	Sisisky	Volkmer
Quinn	Skaggs	Walsh
Rahall	Skelton	Ward
Rangel	Slaughter	Waters
Reed	Spratt	Watt (NC)
Richardson	Stark	Waxman
Rivers	Stokes	Williams
Roemer	Studds	Wilson
Rose	Stupak	Wise
Roukema	Tauzin	Wolf
Roybal-Allard	Tejeda	Woolsey
Rush	Thompson	Wynn
Sabo	Thornton	

NOT VOTING—9

Collins (IL)	Hall (OH)	McDade
Dunn	Hayes	Yates
Gibbons	Lincoln	Young (FL)

So the amendment was not agreed to.

§86.21 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. SANDERS:

At the end of the bill, insert after the last section (preceding the short title) the following new section:

SEC. . (a) Limitation on Use of Funds for Agreements for Department of Drugs.—None of the funds made available in this Act may be used by the Secretary of Health and Human Services to enter into—

(1) an agreement on the conveyance or licensing of a patent for a drug, or another exclusive right to a drug;

(2) an agreement on the use of information derived from animal tests or human clinical trials conducted by the Department of Health and Human Services on a drug, including an agreement under which such information is provided by the Department of Health and Human Services to another on an exclusive basis; or

(3) a cooperative research and development agreement under section 12 of the Stevenson-Wylder Technology Innovation Act of 1980 (15 U.S.C. 3710a) pertaining to a drug.

(b) EXCEPTIONS.—Subsection (a) shall not apply when it is made known to the Federal official having authority to obligate or expend the funds involved that—

(1) the sale of the drug involved is subject to a reasonable price agreement; or

(2) a reasonable price agreement regarding the sale of such drug is not required by the public interest.

It was decided in the { Yeas 180
negative Nays 242

§86.22 [Roll No. 306]
AYES—180

Abercrombie	Brown (FL)	DeFazio
Ackerman	Brown (OH)	Dellums
Andrews	Bryant (TX)	Dicks
Bachus	Campbell	Dingell
Baessler	Cardin	Dixon
Baker (LA)	Chabot	Doggett
Baldacci	Chrysler	Doyle
Barcia	Clay	Duncan
Barrett (WI)	Clayton	Durbin
Becerra	Clement	Edwards
Beilenson	Clyburn	Engel
Bereuter	Coleman	Ensign
Berman	Collins (MI)	Evans
Bevill	Condit	Farr
Bishop	Conyers	Fattah
Blumenauer	Costello	Fazio
Bonior	Coyne	Fields (LA)
Borski	Cramer	Filner
Boucher	Cummings	Flake
Browder	de la Garza	Foglietta
Brown (CA)	Deal	Foley

Ford	Manton	Rush
Frost	Martinez	Sabo
Furse	Mascara	Sanders
Gephardt	Matsui	Sawyer
Gordon	McCrery	Schroeder
Green (TX)	McDermott	Schumer
Gutierrez	McHale	Scott
Gutknecht	McKinney	Serrano
Hamilton	Meek	Shays
Hastings (FL)	Menendez	Skaggs
Hefner	Metcalf	Slaughter
Hilleary	Millender-	Smith (WA)
Hilliard	McDonald	Spratt
Hinchey	Miller (CA)	Stark
Hoke	Minge	Stokes
Holden	Mink	Stupak
Jackson (IL)	Mollohan	Tanner
Jackson-Lee	Nadler	Tate
(TX)	Oberstar	Tauzin
Jacobs	Obey	Taylor (MS)
Jefferson	Olver	Tejeda
Johnson (SD)	Ortiz	Thompson
Johnson, E. B.	Owens	Thurman
Johnston	Pallone	Torres
Kanjorski	Pastor	Torricelli
Kaptur	Payne (NJ)	Towns
Kennedy (RI)	Pelosi	Velazquez
Kildee	Peterson (FL)	Vento
Klecza	Peterson (MN)	Visclosky
Klink	Poshard	Volkmer
LaFalce	Rahall	Ward
Lantos	Ramstad	Waters
Levin	Rangel	Watt (NC)
Lewis (GA)	Reed	Waxman
Lipinski	Rivers	Williams
Lofgren	Roemer	Wilson
Longley	Rohrabacher	Wise
Lowey	Rose	Woolsey
Luther	Roybal-Allard	Wynn
Maloney	Royce	

NOES—242

Allard	Dornan	Jones
Archer	Dreier	Kasich
Armey	Ehlers	Kelly
Baker (CA)	Ehrlich	Kennedy (MA)
Ballenger	English	Kennelly
Barr	Eshoo	Kim
Barrett (NE)	Everett	King
Bartlett	Ewing	Kingston
Barton	Fawell	Klug
Bass	Fields (TX)	Knollenberg
Bateman	Flanagan	Kolbe
Bentsen	Forbes	LaHood
Bilbray	Fowler	Largent
Bilirakis	Fox	Latham
Bliley	Frank (MA)	LaTourette
Blute	Franks (CT)	Laughlin
Boehlert	Franks (NJ)	Lazio
Boehner	Frelinghuysen	Leach
Bonilla	Frisa	Lewis (CA)
Bono	Funderburk	Lewis (KY)
Brewster	Gallely	Lightfoot
Brownback	Ganske	Linder
Bryant (TN)	Gejdenson	Livingston
Bunn	Gekas	LoBiondo
Bunning	Geren	Lucas
Burr	Gilchrest	Manzullo
Burton	Gillmor	Markey
Buyer	Gonzalez	Martini
Callahan	Goodlatte	McCarthy
Calvert	Goodling	McCollum
Camp	Goss	McHugh
Canady	Graham	McInnis
Castle	Greene (UT)	McIntosh
Chambliss	Greenwood	McKeon
Chapman	Gunderson	McNulty
Chenoweth	Hall (TX)	Meehan
Christensen	Hancock	Meyers
Clinger	Hansen	Mica
Coble	Harman	Miller (FL)
Coburn	Hastert	Moakley
Collins (GA)	Hastings (WA)	Molinari
Combest	Hayworth	Montgomery
Cooley	Hefley	Moorhead
Cox	Heineman	Moran
Crane	Herger	Morella
Crapo	Hobson	Murtha
Creameans	Hoekstra	Myers
Cubin	Horn	Myrick
Cunningham	Hostettler	Neal
Danner	Houghton	Nethercutt
Davis	Hoyer	Neumann
DeLauro	Hunter	Ney
DeLay	Hutchinson	Norwood
Deutsch	Hyde	Nussle
Diaz-Balart	Inglis	Orton
Dickey	Istook	Oxley
Dooley	Johnson (CT)	Packard
Doolittle	Johnson, Sam	Parker

Paxon	Schaefer	Thomas
Payne (VA)	Schiff	Thornberry
Pickett	Seastrand	Thornton
Pombo	Sensenbrenner	Tiahrt
Pomeroy	Shadegg	Torkildsen
Porter	Shaw	Traficant
Portman	Shuster	Upton
Pryce	Sisisky	Vucanovich
Quillen	Skeen	Walker
Quinn	Skelton	Walsh
Radanovich	Smith (MI)	Wamp
Regula	Smith (NJ)	Watts (OK)
Richardson	Smith (TX)	Weldon (FL)
Riggs	Solomon	Weldon (PA)
Roberts	Souder	Weller
Rogers	Spence	White
Ros-Lehtinen	Stearns	Whitfield
Roth	Stenholm	Wicker
Roukema	Stockman	Wolf
Salmon	Studds	Young (AK)
Sanford	Stump	Zeliff
Saxton	Talent	Zimmer
Scarborough	Taylor (NC)	

NOT VOTING—11

Collins (IL)	Hall (OH)	Petri
Dunn	Hayes	Yates
Gibbons	Lincoln	Young (FL)
Gilman	McDade	

So the amendment was not agreed to.

§86.23 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mrs. LOWEY:

Page 85, line 14, strike “(a)”.

Page 85, line 15, strike the dash and all that follows through “(1)” on line 16.

Page 85, line 17, strike “; or” and all that follows through page 86, line 4, and insert a period.

It was decided in the { Yeas 167
negative Nays 256

§86.24 [Roll No. 307]
AYES—167

Abercrombie	Filner	McKinney
Ackerman	Flake	Meehan
Andrews	Foglietta	Meek
Baldacci	Ford	Menendez
Barrett (WI)	Frank (MA)	Meyers
Becerra	Franks (CT)	Millender-
Beilenson	Franks (NJ)	McDonald
Bentsen	Frelinghuysen	Miller (CA)
Berman	Frost	Miller (FL)
Bilbray	Furse	Mink
Blumenauer	Gejdenson	Moakley
Boehlert	Gephardt	Molinari
Bonilla	Gilman	Moran
Boucher	Gordon	Morella
Brown (CA)	Green (TX)	Nadler
Brown (FL)	Greenwood	Neal
Brown (OH)	Gutierrez	Obey
Bryant (TX)	Harman	Olver
Campbell	Hastings (FL)	Owens
Cardin	Hefner	Pallone
Chapman	Hilliard	Pastor
Clay	Hinchey	Payne (NJ)
Clayton	Horn	Payne (VA)
Clement	Hoyer	Pelosi
Clyburn	Jackson (IL)	Peterson (FL)
Coleman	Jackson-Lee	Pickett
Collins (MI)	(TX)	Porter
Conyers	Jefferson	Rangel
Coyne	Johnson (CT)	Reed
Cramer	Johnson, E. B.	Richardson
Cummings	Johnston	Riggs
DeFazio	Kelly	Rivers
DeLauro	Kennedy (MA)	Rose
Dellums	Kennedy (RI)	Roukema
Deutsch	Kennelly	Roybal-Allard
Dicks	Klecza	Rush
Dixon	Lantos	Sabo
Doggett	Leach	Sanders
Dooley	Levin	Sawyer
Durbin	Lewis (GA)	Schroeder
Edwards	Lofgren	Schumer
Engel	Lowey	Scott
Eshoo	Luther	Serrano
Evans	Maloney	Shaw
Farr	Markey	Shays
Fattah	Matsui	Sisisky
Fazio	McCarthy	Skaggs
Fields (LA)	McDermott	Slaughter

Spratt	Torkildsen	Watt (NC)
Stark	Torres	Waxman
Stokes	Torricelli	Williams
Studds	Towns	Wilson
Tanner	Velazquez	Wise
Thomas	Vento	Woolsey
Thompson	Visclosky	Zimmer
Thornton	Ward	
Thurman	Waters	

NOES—256

Allard	Gallegly	Murtha
Archer	Ganske	Myers
Armey	Gekas	Myrick
Bachus	Geren	Nethercutt
Baesler	Gilchrest	Neumann
Baker (CA)	Gillmor	Ney
Baker (LA)	Gonzalez	Norwood
Ballenger	Goodlatte	Nussle
Barcia	Goodling	Oberstar
Barr	Goss	Ortiz
Barrett (NE)	Graham	Orton
Bartlett	Greene (UT)	Oxley
Barton	Gunderson	Packard
Bass	Gutknecht	Parker
Bateman	Hall (TX)	Paxon
Bereuter	Hamilton	Peterson (MN)
Bevill	Hancock	Pombo
Bilirakis	Hansen	Pomeroy
Bishop	Hastert	Portman
Bliley	Hastings (WA)	Poshard
Blute	Hayworth	Pryce
Boehner	Hefley	Quillen
Bonior	Heineman	Quinn
Bono	Herger	Radanovich
Borski	Hilleary	Rahall
Brewster	Hobson	Ramstad
Browder	Hoekstra	Regula
Brownback	Hoke	Roberts
Bryant (TN)	Holden	Roemer
Bunn	Hostettler	Rogers
Bunning	Houghton	Rohrabacher
Burr	Hunter	Ros-Lehtinen
Burton	Hutchinson	Roth
Buyer	Hyde	Royce
Callahan	Inglis	Salmon
Calvert	Istook	Sanford
Camp	Jacobs	Saxton
Canady	Johnson (SD)	Scarborough
Castle	Johnson, Sam	Schaefer
Chabot	Jones	Schiff
Chambliss	Kanjorski	Seastrand
Chenoweth	Kaptur	Sensenbrenner
Christensen	Kasich	Shadegg
Chrysler	Kildee	Shuster
Clinger	Kim	Skeen
Coble	King	Skelton
Coburn	Kingston	Smith (MI)
Collins (GA)	Klink	Smith (NJ)
Combest	Klug	Smith (TX)
Condit	Solomon	Smith (WA)
Cooley	Kolbe	Souder
Costello	Spence	Souder
Cox	LaFalce	Stearns
Crane	LaHood	Stenholm
Crapo	Largent	Stockman
Creameans	Latham	Stump
Cubin	LaTourette	Stupak
Cunningham	Laughlin	Talent
Danner	Lazio	Tate
Davis	Lewis (CA)	Tauzin
de la Garza	Lewis (KY)	Taylor (MS)
Deal	Lightfoot	Taylor (NC)
DeLay	Linder	Tejeda
Diaz-Balart	Lipinski	Thornberry
Dickey	Livingston	Tiahrt
Dingell	LoBiondo	Traficant
Doolittle	Longley	Upton
Dornan	Lucas	Volkmer
Doyle	Manton	Vucanovich
Dreier	Manzullo	Walker
Duncan	Martinez	Walsh
Ehlers	Martini	Wamp
Ehrlich	Mascara	Watts (OK)
English	McCollum	Weldon (FL)
Ensign	McCrery	Weldon (PA)
Everett	McHale	Weller
Ewing	McHugh	White
Fawell	McInnis	Whitfield
Fields (TX)	McIntosh	Wicker
Flanagan	McKeon	Wolf
Foley	McNulty	Wynn
Forbes	Metcalfe	Young (AK)
Fowler	Mica	Zeliff
Fox	Minge	
Frisa	Mollohan	
Funderburk	Montgomery	
	Moorhead	

NOT VOTING—10

Collins (IL)	Hayes	Yates
Dunn	Lincoln	Young (FL)
Gibbons	McDade	
Hall (OH)	Petri	

So the amendment was not agreed to.

86.25 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following substitute amendment submitted by Mr. HOYER for the amendment submitted by Mr. BUNNING:

Substitute amendment submitted by Mr. HOYER:

Page 87, after line 14, insert the following new section:

SEC. 515. (a) LIMITATION ON TRANSFERS FROM MEDICARE TRUST FUNDS.—None of the funds made available in this Act under the heading “Title II—Department of Health and Human Services—Health Care Financing Administration—Program Management” for transfer from the Federal Hospital Insurance Trust Fund or the Federal Supplementary Medical Insurance Trust Fund may be used for expenditures for official time for employees of the Department of Health and Human Services pursuant to section 7131 of title 5, United States Code, or for facilities or support services for labor organizations pursuant to policies, regulations, or procedures referred to in section 7135(b) of such title.

(b) LIMITATION ON TRANSFERS FROM OASDI TRUST FUNDS.—None of the funds made available in this Act under the heading “Title IV—Related Agencies—Social Security Administration—Limitation on Administrative Expenses” for transfer from the Federal Old-Age and Survivors Insurance Trust Fund or the Federal Disability Insurance Trust Fund may be used for expenditures for official time for employees of the Social Security Administration pursuant to section 7131 of title 5, United States Code, or for facilities or support services for labor organizations pursuant to policies, regulations, or procedures referred to in section 7135(b) of such title.

(c) PROTECTION OF EMPLOYEE REPRESENTATIVE.—Nothing in this section shall be construed to—

(1) deny the right of Federal employees to organize or be fully represented by their unions, or

(2) prohibit the Commissioner of Social Security or the Secretary of Health and Human Services from requesting employees of the Social Security Administration or the Department of Health and Human Services to represent other employees on task forces to improve customer service, promote health and safety of agency employees and customers, or streamline or otherwise provide for the smooth functioning of such Administration or Department.

Amendment submitted by Mr. BUNNING:

Page 87, after line 14, insert the following new section:

SEC. 515. (a) LIMITATION ON TRANSFERS FROM MEDICARE TRUST FUNDS.—None of the funds made available in this Act under the heading “Title II—Department of Health and Human Services—Health Care Financing Administration—Program Management” for transfer from the Federal Hospital Insurance Trust Fund or the Federal Supplementary Medical Insurance Trust Fund may be used for expenditures for official time for employees of the Department of Health and Human Services pursuant to section 7131 of title 5, United States Code, or for facilities or support services for labor organizations pursuant to policies, regulations, or procedures referred to in section 7135(b) of such title.

(b) LIMITATION ON TRANSFERS FROM OASDI TRUST FUNDS.—None of the funds made available in this Act under the heading “Title IV—Related Agencies—Social Security Administration—Limitation on Administrative Expenses” for transfer from the Federal Old-Age and Survivors Insurance Trust Fund or the Federal Disability Insurance Trust Fund may be used for expenditures for official time for employees of the Social Security Administration pursuant to section 7131 of title 5, United States Code, or for facilities or support services for labor organizations pursuant to policies, regulations, or procedures referred to in section 7135(b) of such title.

It was decided in the { Yeas 201
negative Nays 220

86.26

[Roll No. 308]

AYES—201

Abercrombie	Frost	Morella
Ackerman	Furse	Murtha
Andrews	Gejdenson	Nadler
Baesler	Gephardt	Neal
Baldacci	Gilman	Oberstar
Barcia	Gonzalez	Obey
Barrett (WI)	Gordon	Olver
Becerra	Green (TX)	Ortiz
Beilenson	Gutierrez	Orton
Bentsen	Hamilton	Owens
Berman	Harman	Pallone
Bevill	Hastings (FL)	Pastor
Bishop	Hefner	Payne (NJ)
Blumenauer	Hilliard	Payne (VA)
Boehlert	Hinchey	Pelosi
Bonior	Holden	Peterson (FL)
Borski	Houghton	Peterson (MN)
Boucher	Hoyer	Pomeroy
Brewster	Jackson (IL)	Poshard
Browder	Jackson-Lee	Quinn
Brown (CA)	(TX)	Rahall
Brown (FL)	Jacobs	Rangel
Brown (OH)	Jefferson	Reed
Bryant (TX)	Johnson (SD)	Richardson
Cardin	Johnson, E. B.	Rivers
Chapman	Johnston	Roemer
Clay	Kanjorski	Ros-Lehtinen
Clayton	Kaptur	Rose
Clement	Kennedy (MA)	Roybal-Allard
Clyburn	Kennedy (RI)	Rush
Coleman	Kennelly	Sabo
Collins (MI)	Kildee	Sanders
Condit	King	Sawyer
Conyers	Kleczka	Schroeder
Costello	Klink	Schumer
Coyne	LaFalce	Scott
Cramer	Lantos	Serrano
Cummings	Lazio	Skaggs
Danner	Levin	Skelton
Davis	Lewis (GA)	Slaughter
de la Garza	Lipinski	Spratt
DeFazio	LoFgren	Stark
DeLauro	Lowe	Stokes
Dellums	Luther	Studds
Deutsch	Maloney	Stupak
Diaz-Balart	Manton	Tanner
Dicks	Markey	Tejeda
Dingell	Martinez	Thompson
Dixon	Martini	Thornton
Doggett	Mascara	Thurman
Dooley	Matsui	Torres
Doyle	McCarthy	Torricelli
Durbin	McDermott	Towns
Edwards	McHale	Traficant
Engel	McHugh	Velazquez
Eshoo	McKinney	Vento
Evans	McNulty	Visclosky
Farr	Meehan	Volkmer
Fattah	Meek	Ward
Fazio	Menendez	Waters
Fields (LA)	Millender-	Watt (NC)
Filner	McDonald	Waxman
Flake	Miller (CA)	Williams
Foglietta	Minge	Wilson
Forbes	Mink	Wise
Ford	Moakley	Woolsey
Frank (MA)	Mollohan	Wynn
Frisa	Moran	

NOES—220

Allard	Baker (LA)	Barton
Archer	Ballenger	Bass
Armey	Barr	Bereuter
Bachus	Barrett (NE)	Bilbray
Baker (CA)	Bartlett	Bilirakis